

Certificate of Mailing:

I, the undersigned, certifies that this correspondence is being sent via first-class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, this 12th day of March, 2004.

(s)

Linnea S. Evans

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lovenberg et al. Atty. Docket: JJPR-0043
Serial No.: 10/727,021 Art Unit: unknown
Filed: December 2, 2003 Examiner: unknown
For: DNA Encoding A Human Histamine Receptor of the H3 Subtype

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

This Statement supplements the Information Disclosure Statement dated March 2, 2004. Pursuant to 37 C.F.R. § 1.56 and in accordance with 37 C.F.R. §§ 1.97-1.98, Applicant submits the accompanying Form PTO-1449 citing additional references relating to the above-identified application.

This Statement is being filed under the provisions of 37 C.F.R. § 1.97(b)(3), i.e., before the mailing of a first Office Action on the merits. In the event that a first Office Action on the merits has been mailed, then this Statement is being filed under 37 C.F.R. § 1.97(c)(2) and the Commissioner is requested to charge Deposit Account No. 10-0750 for the \$180.00 fee set forth in 37 C.F.R. § 1.17(p).


Copies of the cited references are enclosed. The two cited U.S. patents, which are in the English language, are counterparts of International Publication No. WO 93/14070, which, except for the abstract, is not in the English language.

This Statement should not be construed as an admission that any information provided herewith is material as that term is defined in 37 C.F.R. § 1.56(b) or that any cited reference qualifies as prior art. This Statement should not be construed as a representation that a search has been made, or that information more material does not exist.

The Examiner is respectfully requested to initial the citations on the Form PTO-1449 to confirm consideration of each reference.

Respectfully submitted,

Date: March 12, 2004


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FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

SERIAL NO.

JJPR-0043

10/727,021

APPLICANT

Lovenberg et al.

FILING DATE

December 2, 2003

GROUP ART UNIT

**INFORMATION DISCLOSURE
CITATION BY APPLICANT**
(Use several sheets if necessary)

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	INVENTORS	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	US	5 5 5 9 1 1 3	September 24, 1996	Schwartz et al.			
	US	5 7 0 8 1 7 1	January 13, 1998	Schwartz et al.			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY/REGION	CLASS	SUBCLASS	TRANSLATION (if applicable)
	WO	9 3 1 4 0 7 0	July 22, 1993	PCT			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.